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**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

Au-TOMOTIVE GOLD, INC,  
  
Plaintiff/Counterdefendant,  
vs.

VOLKSWAGEN OF AMERICA, INC.,  
AUDI OF AMERICA, INC.,  
VOLKSWAGEN  
AKTIENGESELLSCHAFT, AUDI  
AKTIENGESELLSCHAFT, and  
CONTINENTAL ENTERPRISES,

Defendant/Counterclaimants.

**Case No: CIV-01-162 TUC-FRZ**

**STIPULATION FOR DISMISSAL  
WITH PREJUDICE**

*(Assigned to Hon. Frank R. Zapata)*

Plaintiff Au-Tomotive Gold, Inc. ("AGI") and Defendants/Counterclaimants Volkswagen of America, Inc., Audi of America, Inc., Volkswagen AG, and Audi AG (collectively "Volkswagen"), having reached a settlement of all claims and counterclaims in this matter, hereby stipulate as follows:

1. The Court shall retain and have continuing jurisdiction to enforce any breach or violation of the terms of the Final Settlement Agreement of the parties hereto and also the permanent injunction entered by the Court against AGI on March 31, 2008.


2. All claims asserted by AGI, and all claims and counterclaims asserted by Volkswagen in this action, are hereby DISMISSED WITH PREJUDICE, each party to bear its own attorneys' fees and costs.

**STIPULATED AND AGREED TO:**

**HOWARD, PHILLIPS & ANDERSEN, P.C.**


Gregory D. Phillips  
Scott R. Ryther  
Thomas R. Lee, Of Counsel

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\_\_\_\_\_  
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 AS Authorized By  
\_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

I hereby certify that on December 6, 2010, I electronically transmitted the above document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic

Filing to the following CM/ECF registrants:

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